

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JAMES W. VIRDIN,	§
	§
Defendant Below,	§
Appellant,	§ No. 463, 2006
	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware,
STATE OF DELAWARE,	§ in and for Kent County
	§ Case No. 9809015552
Plaintiff Below,	§
Appellee.	§

Submitted: January 31, 2007

Decided: February 6, 2007

Before **HOLLAND, BERGER** and **JACOBS**, Justices.

O R D E R

This 6th day of February 2007, the Court having considered this matter on the briefs filed by the parties has determined that the final judgment of the Superior Court should be affirmed on the basis of and for the reasons assigned by the Superior Court in its decision dated July 15, 2006.

NOW, THEREFORE, IT IS HEREBY ORDERED that the judgment of the Superior Court be, and the same hereby is, AFFIRMED.

BY THE COURT:

/s/ Randy J. Holland
Justice